



Broadcasting Notice of Consultation CRTC 2010-477

PDF version

Ottawa, 14 July 2010

Notice of applications received

Various locations

Deadline for submission of interventions/comments: 18 August 2010

The Commission has received the following applications:

[\[Broadcasting interventions/comments form\]](#)

Applicant and Locality

1. **Rogers Broadcasting Limited**
Toronto, London, Ottawa, Ontario; Calgary, Edmonton, Alberta and
Vancouver, Victoria, British Columbia
Application No. 2010-0883-9
2. **Rogers Broadcasting Limited**
Toronto, Ontario; Portage la Prairie/Winnipeg, Manitoba; Calgary, Edmonton,
Alberta and Vancouver, British Columbia
Application No. 2010-0885-5

1. **Toronto, London, Ottawa, Ontario; Calgary, Edmonton, Alberta and
Vancouver, Victoria, British Columbia**
Application No. 2010-0883-9

Application by **Rogers Broadcasting Limited** to amend the broadcasting licences of its OMNI television programming undertakings CFMT-DT Toronto, CFMT-TV Toronto and its transmitters CFMT-TV-1 London and CFMT-TV-2 Ottawa, CJMT-DT Toronto, CJMT-TV Toronto and its transmitters CJMT-TV-1 London and CJMT-TV-2 Ottawa, CJCO-TV Calgary, CJEO-TV Edmonton, CHNM-DT Vancouver, and CHNM-TV Vancouver and its transmitter CHNM-TV Victoria.

Rogers wishes to take advantage of the additional flexibility provided by the Commission's new Canadian content policy for conventional television stations announced in Broadcasting Regulatory Policy 2010-167.

The licensee proposes to replace the condition of licence relating to Canadian programs which reads:

The licensee shall devote to the broadcast of Canadian programs:

- a) not less than 60% of the total number of hours broadcast annually between 6 a.m. and midnight;
- b) not less than 50% of the total number of hours broadcast annually between 6 p.m. and midnight.

with the following condition:

Beginning with the 2010-2011 broadcast year, the licensee shall devote to the broadcast of Canadian programs:

- a) not less than 55% of the total number of hours broadcast annually between 6 a.m. and midnight;
- b) not less than 50% of the total number of hours broadcast annually between 6 p.m. and midnight.

Rogers states that approval of the proposed amendment will not impact the level of Canadian content broadcast during peak viewing hours. It will also have no impact on its broadcast of original Canadian programming, which is scheduled during those peak viewing hours. The additional flexibility provided by the overall 55% Canadian content requirement would affect only the broadcast of repeat Canadian programming. Thus, there would be no impact on its use of the ethnic production sector.

Rogers further states that the OMNI stations will continue to meet all other requirements of their licences, including all requirements relating to the broadcast of third-language programming and the provision of service to distinct ethnic groups.

Rogers proposes that the amendment take effect by 1 September 2010.

Licensee's address:

333 Bloor Street East
Toronto, Ontario
M4W 1G9
Fax: 416-935-8203
E-mail: susan.wheeler@rci.rogers.com

Examination of application:

At the licensee's address, and

London Public Library
251 Dundas Street
London, Ontario

CHEZ 106
2001 Thurston Drive
Ottawa, Ontario

CJCO-TV Calgary
535-7th Avenue SW
Calgary, Alberta

CJEO-TV Edmonton
10212 Jasper Avenue
Edmonton, Alberta

CHNM-TV Vancouver
88 East Pender Street
Vancouver, British Columbia

JACK FM (103.1FM)
817 Fort Street
Victoria, British Columbia

**2. Toronto, Ontario; Portage la Prairie/Winnipeg, Manitoba; Calgary, Edmonton, Alberta and Vancouver, British Columbia
Application No. 2010-0885-5**

Application by **Rogers Broadcasting Limited** to amend the broadcasting licences of its Citytv television programming undertakings CITY-TV Toronto and its transmitters CITY-TV-2 Woodstock and CITY-TV-3 Ottawa, CITY-DT Toronto, CHMI-TV Portage la Prairie/Winnipeg, CKAL-TV Calgary and its transmitter CKAL-TV-1 Lethbridge, CKEM-TV Edmonton and its transmitter CKEM-TV-1 Red Deer, and CKVU-TV Vancouver and its transmitter CKVU-TV-1 Courtenay.

Rogers wishes to take advantage of the additional flexibility provided by the Commission's new Canadian content policy for conventional television stations announced in Broadcasting Regulatory Policy 2010-167.

The licensee is requesting to be relieved of the 60% yearly Canadian programming requirement set out in section 4(6) of the *Television Broadcasting Regulations, 1987*. Instead, the licensee proposes the addition of the following condition of licence.

- As an exception to section 4(6) of the *Television Broadcasting Regulations, 1987*, the licensee shall devote not less than 55% of the broadcast year to the broadcasting of Canadian programs.

Rogers states that approval of the proposed amendment will not impact the level of Canadian content broadcast during peak viewing hours. It will also have no impact on its broadcast of original Canadian programming, which is scheduled during those peak viewing hours. The additional flexibility provided by the overall 55% Canadian content requirement would affect only the broadcast of repeat Canadian programming. Thus, there would be no impact on its use of the independent production sector.

Rogers proposes that the amendment take effect by 1 September 2010.

Licensee's address:

333 Bloor Street East
 Toronto, Ontario
 M4W 1G9
 Fax: 416-935-8203
 E-mail: susan.wheeler@rci.rogers.com

Examination of application:

At the licensee's address, and

Woodstock Public Library
 445 Hunter Street
 Woodstock, Ontario

CHMI-TV (Citytv Winnipeg)
 8 Forks Market Road
 Winnipeg, Manitoba

CKAL-TV (Citytv Calgary)
 535-7th Avenue SW
 Calgary, Alberta

107.7 The River
 1015-3rd Avenue South
 Lethbridge, Alberta

CKEM-TV (Citytv Edmonton)
 10212 Jasper Avenue
 Edmonton, Alberta

Red Deer Public Library
 4818-49 ST
 Red Deer, Alberta

CKVU-TV (Citytv Vancouver)
180 West 2nd Avenue
Vancouver, British Columbia

Vancouver Island Public Library
6th Street
Courtenay, British Columbia

Public participation

Deadline for interventions

18 August 2010

The intervention must be received by the Commission and by the applicant on or before the above-mentioned date.

The Commission cannot be held responsible for postal delays and will not notify a party whose intervention is received after the deadline date. In such a case, the intervention will not be considered by the Commission and will not be part of the public file.

Interventions will be considered by the Commission and will form part of the public record of the proceeding without further notification to intervening parties, provided the procedure set out below has been followed. Parties will be contacted only if their submissions raise procedural questions.

Written interventions should be submitted to the Secretary General of the Commission in **only one** of the following formats:

by using the
[\[Broadcasting interventions/comments form\]](#)

or

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
819-994-0218

A true copy must be sent to the applicant, and proof that this has been done must accompany the intervention sent to the Commission.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents or notification, as it may be difficult to establish that service has occurred.

Parties must ensure that, before initiating service through electronic mode, they will be able to satisfy the Commission, upon request, that service of the notification was completed.

Submissions longer than five pages should include a summary.

Each paragraph of the submission should be numbered. In addition, where the intervention is filed by electronic means, the line *****End of document***** should be entered following the last paragraph of the document, as an indication that the document has not been damaged during electronic transmission.

Interventions should clearly identify the application referred to and indicate whether parties support or oppose the application, or, if they propose changes to it, include the facts and grounds for their proposal.

Important notice

All information that parties provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's website at www.crtc.gc.ca, becomes part of a publicly accessible file and will be posted on the Commission's website.

This information includes personal information, such as full names, e-mail addresses, postal/street addresses, telephone and facsimile numbers, and any other personal information parties provide.

The personal information that parties provide will be used and may be disclosed for the purpose for which the information was obtained or compiled by the Commission, or for a use consistent with that purpose.

Documents received electronically or otherwise will be put on the Commission's website in their entirety exactly as received, including any personal information contained therein, in the official language and format in which they are received. Documents not received electronically will be available in PDF format.

The information that parties provide to the Commission as part of this public process is entered into an unsearchable database dedicated to this specific public process. This database is accessible only from the web page of this particular public process. As a result, a general search of the Commission's website with the help of either its own search engine or a third-party search engine will not provide access to the information that was provided as part of this public process.

The Commission encourages interested parties to monitor the public examination file and the Commission's website for additional information that they may find useful when preparing their interventions.

Examination of documents

An electronic version of the applications is available from the Commission's website by selecting the application number within this notice.

A list of all interventions will also be available on the Commission's website. An electronic version of all interventions submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public Proceedings" from the Commission's website.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications, or, upon request, within two (2) working days, at any other Commission offices and documentation centres.

Location of Commission offices

Toll-free telephone: 1-877-249-2782

Toll-free TDD: 1-877-909-2782

Les Terrasses de la Chaudière
Central Building
1 Promenade du Portage, Room 206
Gatineau, Quebec
J8X 4B1
Tel.: 819-997-2429
Fax: 819-994-0218

Regional offices

Metropolitan Place
99 Wyse Road
Suite 1410
Dartmouth, Nova Scotia
B3A 4S5
Tel.: 902-426-7997
Fax: 902-426-2721

205 Viger Avenue West
Suite 504
Montréal, Quebec
H2Z 1G2
Tel.: 514-283-6607

55 St. Clair Avenue East
Suite 624
Toronto, Ontario
M4T 1M2
Tel.: 416-952-9096

Kensington Building
275 Portage Avenue
Suite 1810
Winnipeg, Manitoba
R3B 2B3
Tel.: 204-983-6306
Fax: 204-983-6317

2220 – 12th Avenue
Suite 620
Regina, Saskatchewan
S4P 0M8
Tel.: 306-780-3422

10405 Jasper Avenue
Suite 520
Edmonton, Alberta
T5J 3N4
Tel.: 780-495-3224

580 Hornby Street
Suite 530
Vancouver, British Columbia
V6C 3B6

Tel.: 604-666-2111
Fax: 604-666-8322

Secretary General